

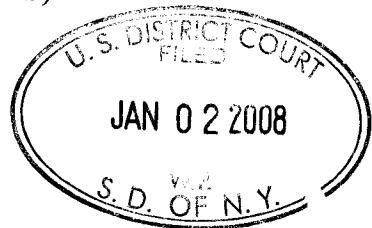
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA, : REPORT AND  
Plaintiff, : RECOMMENDATION

—v— : 07 Cr. 946 (SCR)(LMS)

MITCHELL BRATHWAITE, :  
Defendant(s) :  
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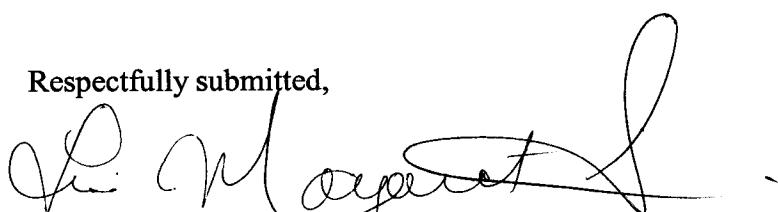


TO: The Honorable Stephen C. Robinson, United States District Judge:

This written Report and Recommendation is respectfully submitted to report that on October 10, 2007, the above-noted defendant entered a guilty plea in this matter, as set forth in the transcript of the plea proceeding, which is transmitted with this written Report and Recommendation. In accordance with my oral Report and Recommendation at the close of the plea proceeding, I respectfully report that the plea accords with the requirements of Rule 11 of the Federal Rules of Criminal Procedure, and I further recommend that Your Honor adjudge the defendant guilty of the offense(s) to which a guilty plea was offered.

Dated: January 2, 2008  
White Plains, New York

Respectfully submitted,

  
Lisa Margaret Smith  
United States Magistrate Judge

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